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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

SHIGE TAKIGUCHI, et. al,  
Individually and On Behalf of All  
Others Similarity Situated,

Plaintiffs,

v.

MRI INTERNATIONAL, INC.,  
EDWIN J. FUJINAGA, JUNZO  
SUZUKI, PAUL MUSASHI  
SUZUKI, LVT, INC., dba STERLING  
ESCROW, and DOES 1-500,

Defendants.

Case No.: 2:13-cv-01183-HDM-NJK

**STIPULATION AND  
ORDER RE PAYMENT OF  
ATTORNEYS FEES AND COSTS  
INCURRED BY SUZUKI  
ENTERPRISES, INC. PROFIT  
SHARING PLAN DURING  
JANUARY 2018**

1 WHEREAS Defendant Suzuki Enterprises, Inc. Profit Sharing Plan (the  
2 “Plan”) and Plaintiffs are collectively referred to herein as the “Parties”;

3 WHEREAS on December 2, 2016, the Court issued its order [550] (“Order  
4 re Fees”) approving the Stipulation re Payment of Attorneys’ Fees [549]  
5 (“Stipulation re Fees”), providing a procedure for payment of legal fees and costs  
6 from Plan funds that are presently subject to the preliminary injunction [183]  
7 issued by this Court;

8 WHEREAS the Plan incurred legal fees and costs in January 2018 in the  
9 amount of \$4,140.84, in connection with: coordinating global settlement  
10 discussions, terminating the Plan, and communications with multiple counsel, Plan  
11 fiduciaries and the Court regarding settlement issues;

12 WHEREAS such fees and costs are payable as follows:

- 13 • \$2,320.50 payable to Foundation Law Group LLP, lead counsel for  
14 the Plan;
- 15 • \$1,000.00 payable to Brucker & Morra, APC, ERISA counsel; and
- 16 • \$820.34 payable to Carlsmith Ball LLP, counsel for termination of the  
17 Plan;

18 WHEREAS the invoices for the Plan’s legal fees with specific descriptions  
19 of the work accomplished are attached hereto as Exhibit “A”;

20 WHEREAS the Parties have communicated a mutual desire to avoid the  
21 necessity of a formal motion for attorneys’ fees through this Stipulation;

22 NOW, therefore, the Parties stipulate as follows:

- 23 1. \$2,320.50 of the funds held by LPL Financial for the benefit of the Plan  
24 shall be unfrozen and released from the preliminary injunction [183] and  
25 paid to Foundation Law Group LLP;
- 26 2. \$1,000.00 of the funds held by LPL Financial for the benefit of the Plan  
27 shall be unfrozen and released from the preliminary injunction [183] and  
28 paid to Brucker & Morra, APC;

- 1 3. \$820.34 of the funds held by LPL Financial for the benefit of the Plan  
2 shall be unfrozen and released from the preliminary injunction [183] and  
3 paid to Carlsmith Ball LLP; and
- 4 4. The remaining funds held by LPL Financial for the benefit of the Plan  
5 shall remain frozen and subject to the preliminary injunction [183]  
6 pending a further application for payment of attorneys' fees and  
7 expenses; and
- 8 5. Payment of attorneys' fees and expenses for the month of January 2018  
9 shall be made from cash on hand that is held in the name of the Plan.

10 DATED: February 1, 2018

DATED: February 1, 2018

11 **MANNING & KASS ELLROD**  
12 **RAMIREZ, TRESTER LLP**

**ENENSTEIN PHAM & GLASS**

13  
14 By: /s/ James E. Gibbons  
15 *Attorneys for Plaintiffs*

By: /s/ Robert A. Rabbat  
*Attorneys for Suzuki Enterprises, Inc.,  
Profit Sharing Plan*

16  
17  
18 DATED: February 1, 2018

DATED: February 1, 2018

19 **LAW OFFICES OF ROBERT W.**  
20 **COHEN, A.P.C.**

**FOUNDATION LAW GROUP LLP**

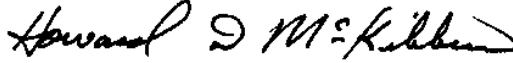
21  
22 By: /s/ Robert W. Cohen  
23 *Attorneys for Plaintiffs*

By: /s/ Gregg D. Zucker  
*Attorneys for Suzuki Enterprises,  
Inc., Profit Sharing Plan*

**ORDER**

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

DATED this 5th day of February, 2018.



United State District Court Judge